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7 **UNITED STATES DISTRICT COURT**  
8 **CENTRAL DISTRICT OF CALIFORNIA**

9 BOARD OF TRUSTEES OF THE  
10 SHEET METAL WORKERS'  
11 PENSION PLAN OF SOUTHERN  
12 CALIFORNIA, ARIZONA, AND  
13 NEVADA, et al.,

14 Plaintiffs,

15 v.

16 COMMERCE AIR CONDITIONING  
17 COMPANY; and CHARLES REUBEN  
18 WALTER,

19 Defendants.  
20  
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**Case No: 2:15-cv-00577-ODW-MAN**

**ORDER GRANTING DISMISSAL  
OF THE ACTION WITHOUT  
PREJUDICE**

Pursuant to the Notice of Dismissal (ECF No. 10) filed by Plaintiffs BOARD OF TRUSTEES OF THE SHEET METAL WORKERS' PENSION PLAN OF SOUTHERN CALIFORNIA, ARIZONA AND NEVADA, et al., and good cause appearing therefore:

**IT IS HEREBY ORDERED** that:

1. Pursuant to Federal Rules of Civil Procedure, Rule 41(a)(1), this action and all claims asserted therein are hereby **DISMISSED WITHOUT PREJUDICE**; and
2. All dates and deadlines in this action are vacated and taken off calendar.

**IT IS SO ORDERED.**

September 28, 2016

  

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**OTIS D. WRIGHT, II**  
**UNITED STATES DISTRICT JUDGE**